

MINUTES

MONTANA SENATE 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON PUBLIC HEALTH, WELFARE AND SAFETY

Call to Order: Chairman Roy Brown, on February 11, 2009 at 3:00 P.M., in Room 317-A Capitol.

ROLL CALL

Members Present:

Sen. Roy Brown, Chairman (R)
Sen. Terry Murphy, Vice Chairman (R)
Sen. Greg Hinkle (R)
Sen. Carol C. Juneau (D)
Sen. Dave Lewis (R)
Sen. Trudi Schmidt (D)

Members Excused: Sen. Cliff Larsen (D)

Members Absent: None.

Staff Present: Joan Linkenbach, Committee Secretary
Lisa Mecklenberg Jackson, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 330, 2/2/2009; SB 350, 2/3/2009

Executive Action: SB 271, SB 51

HEARING ON SB 350

Opening Statement by Sponsor:

00:00:20 Sen. Kim Gillan (D), SD 24, opened the hearing on SB 350, Revise laws on HIV testing.

EXHIBIT (phs32a01)

Proponents' Testimony:

00:03:22 Kathy Hall, Physician Assistant, Billings Riverstone Health; HIV Specialist; National board member of American Academy of HIV Medicine; faculty member with University of Washington, Aids Education and Training Center Program; Preceptor Clinical Consultant (BRH)

00:14:58 Drew Malany, MD, OB/GYN Physician

00:21:06 Aimee Grmoljez, Attorney, Billings Clinic (BC)

EXHIBIT (phs32a02)

00:22:26 Sen. Larsen now present.

00:24:39 Erin MacLean, Montana Medical Association

EXHIBIT (phs32a03)

00:26:52 Mike Foster, Wheatland Memorial Hospital, Sisters of Charity Catholic Hospitals in Montana (SCCHM)

00:27:42 Barbara Schneeman, Billings Riverstone Health; Association of Montana Public Health Officials

EXHIBIT (phs32a04)

00:28:44 Steve Yeakel, Montana Council for Maternal and Child Health

00:29:47 Casey Blumenthal, Montana Hospital Association

00:30:14 Stacy Anderson, Public Affairs Director, Parenthood of Montana

Opponents' Testimony:

00:30:58 Niki Zupanic, ACLU of Montana

Informational Testimony:

Questions from Committee Members and Responses:

00:32:46 Sen. Schmidt

00:33:04 Ms. Hall, BRH

00:36:13 Sen. Hinkle

00:36:25 Ms. Hall, BRH

00:37:09 Sen. Hinkle

00:37:35 Sen. Juneau

00:38:06 Sen. Gillan
00:38:39 Sen. Schmidt
00:39:06 Dr. Malany
00:40:23 Sen. Schmidt
00:40:28 Chairman Brown
00:40:49 Dr. Malany
00:41:12 Chairman Brown
00:42:03 Sen. Gillan
00:42:53 Chairman Brown
00:42:58 Sen. Gillan
00:43:57 Ms. Hall, BRH
00:44:33 Chairman Brown
00:44:44 Ms. Hall, BRH
00:45:55 Chairman Brown

Closing by Sponsor:

00:46:16 Sen. Gillan

HEARING ON SB 330

Opening Statement by Sponsor:

00:51:38 Sen. Lynda Moss (D), SD 26, opened the hearing on SB 330, Achieving accountability for state elder long-term care.

Proponents' Testimony:

00:55:41 Harold Hanser, Montana Long Term Care Commission (MLTCC)

EXHIBIT(phs32a05)

01:08:07 Marieanne Hanser, MLTCC
01:10:40 Aimee Grmoljez, BC
01:10:59 Mike Foster, SCCHM
01:12:49 Sen. Juneau left the room.
01:13:40 Chairman Brown

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

01:11:36 Sen. Schmidt
01:11:45 Sen. Moss
01:14:18 Chairman Brown
01:14:27 Sen. Moss

01:14:44 Chairman Brown

Closing by Sponsor:

01:14:52 Sen. Moss

01:16:14 Chairman Brown

EXECUTIVE ACTION ON SB 51

01:16:56 **Motion:** Sen. Murphy moved that **SB 51 BE AMENDED.**
EXHIBIT(phs32a06)

Discussion:

01:18:52 Sen. Murphy

01:20:20 Lisa Mecklenberg, Jackson, Legislative Services Division
(LSD)

01:21:11 Chairman Brown

01:21:46 Lisa Meckenlenberg Jackson, LSD

01:22:13 Sen. Schmidt

01:22:28 Lisa Mecklenberg Jackson, LSD

01:22:36 Sen. Schmidt

01:22:52 Lisa Mecklenberg Jackson, LSD

01:23:03 Sen. Larsen

01:24:05 Sen. Murphy

01:24:57 Sen. Hinkle

01:26:10 **Vote:** Motion carried 6-1 by voice vote with Sen.
Hinkle voting no. Sen. Juneau voted by proxy.

01:26:33 **Motion:** Sen. Murphy moved that **SB 51 DO PASS AS**
AMENDED.

Discussion:

01:26:44 Sen. Hinkle

01:27:35 Sen. Larsen

01:27:51 Sen. Murphy

01:29:04 Chairman Brown

01:29:35 Sen. Murphy

01:30:38 **Vote:** Motion carried 4-3 by roll call vote with Sen.
Brown, Sen. Hinkle, and Sen. Lewis voting no. Sen.
Juneau voted aye by proxy.

EXECUTIVE ACTION ON SB 271

01:32:01 **Motion:** Sen. Schmidt moved that **SB 271 DO PASS.**

01:32:27 **Motion:** Sen. Brown moved that **SB 271 BE AMENDED.**
EXHIBIT (phs32a07)

Discussion: Chairman Brown

01:33:25 **Vote:** Motion carried unanimously by voice vote. Sen. Juneau voted by proxy.

01:33:33 **Motion:** Sen. Schmidt moved that **SB 271 DO PASS AS AMENDED.**

Discussion:

01:33:49 Sen. Hinkle
01:34:51 Lisa Jackson, LSD
01:35:04 Sen. Hinkle
01:35:54 Sen. Schmidt
01:36:40 Chairman Brown
01:36:51 Lisa Jackson, LSD
01:37:25 Sen. Hinkle
01:38:44 Sen. Larsen
01:40:14 Sen. Schmidt
01:40:50 Lisa Jackson, LSD
01:41:06 Chairman Brown
01:41:22 Sen. Hinkle

01:41:29 **Vote:** Motion carried 5-2 by roll call vote with Sen. Hinkle and Sen. Lewis voting no. Sen. Juneau voted aye by proxy.

ADJOURNMENT

Adjournment: 5:30 P.M.

Joan Linkenbach, Secretary

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Additional Documents:

EXHIBIT ([phs32aad.pdf](#))